

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

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Hyung Kim,

Plaintiff,

vs.

ORDER ADOPTING
REPORT AND RECOMMENDATION

Sears Robuck & Co.,

Defendant.

Civ. No. 07-4685 (PJS/RLE)

* * * * *

Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-titled matter, **IT IS ORDERED:**

That this action is dismissed, without prejudice, for failure to comply with this Court's Order of April 8, 2008, for failure to effect proper service on the Defendant Sears Robuck & Co., and for lack of prosecution.

DATED: 5/30/08

s/Patrick J. Schiltz

Patrick J. Schiltz

United States District Judge